

**CITY OF TAYLORSVILLE  
CITY COMMISSION  
REGULAR MEETING**

**July 7, 2015**

The City of Taylorsville City Commission held a Regular Meeting on July 7, 2015 at 5:00 p.m.,  
at the City Hall Annex.

Present were:

Don Pay, Mayor

Jack Proctor, Commissioner

Ellen Redmon, Commissioner

Kathy Spears, Commissioner

Beverly Ingram, Commissioner, Absent

Staff present:

Steve Biven, City Clerk

Randy McConnell, Comptroller

Phil Crumpton, Police Chief

Harold Compton, Public Works Director

Item #1

Mayor Pay called the meeting to order at 5 p.m. with a brief moment of silence and then led the group in a recital of the Pledge of Allegiance.

Item #2 – *Consent Calendar*

**Motion was made by Commissioner Proctor and seconded by Commissioner Spears to approve the consent calendar for the month June. Motion carried with a vote of 4-0.**

Item #3- *Comments by the Mayor*

Mayor Pay mentioned the Kentucky League of Cities Conference coming up in September.

Item #4 – *Report on Meetings Attended by Commission Members*

Mayor Pay stated he had spoken with David Gray with Baptist Hospital in regards to an Urgent Care Center here in Taylorsville.

Item #5 – *Committee Reports*

a) Main Street (Beverly Ingram)

**Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve Ms. Ingram's hours for the month of June. Motion carried with a vote of 4-0.**

**b) Engineering Projects (Sisler-Maggard Engineering, PLLC)**

Kevin Sisler was present to give an update on the Blue Bridge Waterline Project. They are still working on this project.

Mr. Sisler updated the commission on the Downtown Waterline Replacement Project. This project is almost finished. There are some pay requests in the commissioner's packets that need to be paid. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve payment request from Cumberland Pipeline in the amount \$91,672.81.** Motion carried with a vote of 4-0.

**Motion was made by Commissioner Spears and seconded by Commissioner Redmon to approve payment request from Sisler-Maggard Engineering in the amount of \$10,060.18.** Motion carried with a vote of 4-0.

Mr. Sisler updated the commission on the Levee work on the Floodwall. They have had a pre-construction meeting with the contractor. Project is to be finished by October 23<sup>rd</sup>. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve payment request from Sisler-Maggard Engineering in the amount of \$440.** Motion carried with a vote of 4-0.

Mr. Sisler gave an update on Maple Ave. This project is complete. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve payment request from Salmon Construction in the amount of \$57,056.** Motion carried with a vote of 4-0.

**Motion was made by Commissioner Proctor and seconded by Commissioner Spears to approve payment request from Salmon Construction in the amount of \$14,898.38 for pothole repairs.** Motion carried with a vote of 4-0.

**Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to approve payment request from Sisler-Maggard Engineering in the amount of \$1,000.** Motion carried with a vote of 5-0.

Mr. Sisler has looked at some problems areas where there are metal plates over the road. He received a price of \$11,000 to fix the pipes. Mr. Compton and Mr. Sisler are going to see if they can get a local contractor to give them a price.

Mr. Sisler stated he had received a price of \$400 to fix the issue with the catch basins behind Bennett's Hardware and The Tea Cup. **Motion was made by Commissioner Proctor and seconded by Commissioner Spears to pave a 4'' blacktop curb in the amount of \$400 behind Bennett's.** Motion carried with a vote of 4-0.

**Item #6- Old Business**

**a) Taylorsville Drainage Project Bill Payment & Update**

Clerk Biven stated that Commissioner Redmon has been on the committee to look at the bill payment that was revised from DLZ. She recommends after reviewing the new bill is satisfied



with the amount. Bryan Kirby did make some adjustments to the bill. **Motion was made by Commissioner Redmon and seconded by Commissioner Spears to approve the payment request for Invoice #14 in the amount of \$46,263.20. Motion carried with a vote of 4-0.**

Clerk Biven stated that the latest Quarterly Report turned in to FEMA was in the commissioner's packets. They would like to schedule a meeting with DLZ so the commission could act on their recommendations. As soon as the commission tells them to proceed and how to proceed, they will start the work. Clerk Biven is going to try to set up a meeting for either July 13<sup>th</sup> or July 17<sup>th</sup> at 2:00 pm.

b) Mock House

Clerk Biven stated that there was a copy of the Municipal Order and the quick Claim Deed in the packets. Mayor Pay excused himself from the vote and any subsequent paperwork due to his involvement with the foundation. Mayor Pro-Tem Spears will take over. Mr. Dale went over everything that has been done in regards to this issue. Mr. Dale read part of the Municipal Order in regards to transferring the property by Quick Claim Deed to the Felix Grundy Stidger Historical Preservation Foundation Inc. **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to approve Municipal Order #2015-4 authorizing Mayor Pro-Tem Spears to sign the Quick Claim Deed. Motion carried with a vote of 3-0.**

Item #7– *Legal (City Attorney) John D. Dale*

Sandra Stewart was present to ask for an extension for fixing up the property at 57 Jefferson Street. She is asking for another 3 months. Tyler Robards was also present to discuss the work he has done on the property. There are still some issues that need to be fixed. Mr. Robards feels that if an extension was given, he could have all the other items complete and the inspections done. **Motion was made by Commissioner Spears and seconded by Commissioner Redmon to continue extension until October 6, 2015. Motion carried with a vote of 4-0.**

Item #8 – *New Business*

a) Pot Holes – Jerry Davis

Mr. Davis asks to be on the agenda but was not present to discuss the Pot Hole issue.

b) Planning & Zoning Appointment

Mayor Pay stated the city's appointment for Planning & Zoning was coming up. Lowery Brown's appointment expired in May. Mayor Pay would like to recommend Dyke Platt to fill that position. **Motion was made by Commissioner Spears and seconded by Mayor Pay to approve Dyke Platt for the Planning & Zoning position to be effective through May of 2017. Motion carried with a vote of 4-0.** Mayor Pay swore Mr. Platt in at this time.

c) I.T. Contract for Advance Global Communications & Purchase Orders

Clerk Biven stated that the contract with AGC was in the commissioner's packet. He also said that the staff has been very satisfied with them. **Motion was made by Commissioner Spears and seconded by Commissioner Redmon to approve the annual contract with Advance Global Communications. Motion carried with a vote of 4-0.**



Clerk Biven also had two Purchase Orders he would like for the commission to look at. One was for a new computer for the billing system. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to purchase a new computer for the billing system. Motion carried with a vote of 4-0.**

Clerk Biven also stated the warranty for the two servers has expired. The cost to extend the warranty would be \$40 a month for each server. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve the purchase of the extended warranty for the two servers. Motion carried with a vote of 4-0.**

d) Department Reports

i) Financial Report – Randy McConnell, City Comptroller

Mr. McConnell stated that there is an Overtime report; Deposit Collateral Report and a Cash Analysis in the commissioner's packet. The City is fully collateralized at all three banks.

**General Fund**

Y-T-D Insurance Premium Revenue is \$171,162 and \$6,000 over Budget.

Year to Date Occupational License Receipts are \$293,700 and \$24,000 over Budget.

Year to Date Property Taxes net of Discounts are \$163,028 and \$8,000 over Budget.

**Expenses**

Y-T-D Street Repair and Maintenance Expenses is \$49,281.

**The Municipal Road Aid Fund Balance is currently \$88,944.**

**Water and Sewer Enterprise Fund - Revenues**

Year to Date Water Revenue of \$3,426,404 is \$173,596 under Budget.

Year to Date Meter Set Revenue of \$129,585 is \$3,585 over Budget.

Year to Date Sewer Revenue of \$340,749 is \$11,251 under Budget.

Year to Date Sewer Impact Fees of 24,000 is \$12,000 under Budget.

**Expenses**

Louisville Water Expense of \$1,215,396 is \$90,404 over Budget due in part to increase flushing.

Meter Repair Costs of \$58,836 are \$13,836 over Budget due to MXU replacements.

ii) Public Safety – Phil Crumpton, Police Chief

Chief Crumpton handed out the overtime report for June, the runs out in the county and the officer's monthly active report. He said they have been doing some business checks and making sure everything is in place.

Chief Crumpton said that the department has received a Homeland Security Grant to purchase 6 new bulletproof vests. The grant total was for \$3,390. He estimates that the city will be out another \$600 to \$700 to cover the remaining cost of what the grant does not cover.

Mayor Pay mentioned the new policy in regards to the uniforms. Chief Crumpton explained that it would be easier to have the uniforms as a one line item on the budget. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve the purchase of uniforms out of the budget as a line item.** Motion carried with a vote of 4-0.

**The commission took a recess at this time.**

iii) Utility – Harold Compton

a) Water– Mr. Compton mentioned the motion that was made to install two fire hydrants, one at Brashears Creek Road and one at East River Road. They changed where the one for East River Road would be set. The line that comes across the river is a poly type pipe and you can't just go and cut a tee in it to make a tap on it. You have to use that same type tee to put in and you have to weld it together. He suggests waiting until the new bridge is complete and then decide where the hydrant needs to go. They are going to set the hydrant but it is going to be out East River Road and it is really not going to benefit the fire department. The bridge is to be completed June 1, 2016. There are a few issues with the hydrant at Brashears Creek that they are looking into.

Mr. Compton gave an update on the MXUs. He has spoken with C.I. Thornburg again and asks them to have Sensus personal come and speak to the commission and explain how it works and why this is happening. Mr. Compton would like to have a date of when the commission could meet with them to discuss these issues. Clerk Biven stated that they want to make sure everyone is on the same page as far as them doing everything they can to improve the readings at this moment. C.I. Thornburg has said they have moved to a new frequency and that is the issue. That is as good as they can do. If we want something better then we will have to get a new frequency which would mean a new reader. Sensus would own the frequency and assign it to the city. Mr. Compton is hoping to transition the cost over 3 to 5 years. Clerk Biven and Mr. Compton would like a confirmation that the city has done all it can do at this point and that the MXUs that we are currently using will no longer be made and sold. That mandates us in time to go to their upgrade. After some discussion, a meeting with Sensus and C.I. Thornburg will be on July 13<sup>th</sup> at 12:00.

Clerk Biven stated they would like to go on and contract out the Kings Church Road project. Our design will have to be resubmitted to the Division of Water. Once that is approved the city is ready to contract out this project.



**Motion was made by Commissioner Proctor and seconded by Commissioner Spears to approve SME resubmitting design for Kings Church Road to Division of Water, bring back the cost estimate for the project so as to put out to bid. After some discussion, Motion carried with a vote of 4-0.**

b) Sewer – Clerk Biven stated that Commissioner Proctor was concerned in regards to Subway moving to a different building and them having a grease trap. Mr. Compton stated that they will have one.

c) Streets – Mr. Compton stated that he has talked to several different vendors in regards to purchasing salt for next winter. He has contacted a couple of them and one has given him a quote of \$83 a ton and they will bring it to us. About 50 ton is all that we can get in our building. This quote is from Central Salt and this price is only good for seven days. Mr. Compton is going to contact Cargill to see if they will give us a better quote. They were one of the ones that bid on the KLC monies.

Mr. Compton put a call in on the Class D program. They are supposed to call him back tomorrow in regards to this issue.

Mayor Pay stated he had received a phone call from the Spencer Magnet in regards to the Pot Holes behind the businesses out by the shopping center. He explained to them that the City does not have ownership of that access road. Mr. Dale explained that the front access road is property of the business owners. The area within the shopping center is owned by the shopping center. There is an area from behind Dairy Queen down to the Auto Sale that these businesses do not own; it is only a right-a-way. The property is owned by L & L, Lorenz properties, which is no longer in business. Mr. Carter, who owns Settler's Center, periodically takes care of his portion. Mr. Dale said that legally the city has three options. One, they could take over that area behind Dairy Queen because it has been opened to the public for five years and there are specify statues that authorizes cities to do that or they can take it over by adopting an ordinance. Two, there is another statue that would allow for the city to do a special assessment. The city could do a project and assess the adjoining land owners for the cost of making the improvements. Third, is to take it over and close the street. Mr. Dale recommends defining that area, where the property lines are, and have a survey done and see exactly who owns them. After lots of discussion, **Motion was made by Mayor Pay and seconded by Commissioner Spears to fill all the potholes with gravel and proceed with the survey to confirm property owners of the back portion of the road previously owned by L & L from the stop sign to behind Farm Bureau at Settler's Center.** Motion carried with a vote of 3-1 with Commissioner Redmon voting against.

**Motion was made by Commissioner Spears and seconded by Mayor Pay to call a meeting with all the owners of the front side and put dense grade gravel in the potholes for the reason of it being a safety hazard until we meet with the owners on August 4<sup>th</sup>.** Motion carried with a vote of 4-0.



e) General Government

i) Surplus Vehicles

Clerk Biven stated that there was a police cruiser and a F-150 truck that needs to be surplus and Chief Nation has asked to put a F-350 truck out front also to surplus.

f) Other New Business

i) Commissioner Spears stated that there were 26 applications received for the Customer Service Representative position. The committee is going to meet and narrow it down to the top five applicants, interview them and then narrow it down to the top two. Meeting for interviews will be Tuesday, July 21<sup>st</sup> at 5:00p.m.

ii) Clerk Biven stated that there were only two applications submitted for the Public Works position. He suggested advertising in the regionally paper. **Motion was made by Mayor Pay and seconded by Commissioner Redmon to advertise in the region papers for a full-time Public Works employee.** Motion carried with a vote of 4-0.

Item #9 - *Legal*

Mr. Dale stated he had drawn up a letter addressed to the school board in regards to the new elementary school he would like for the commission to look at.

Item #10 - *Elected Officials' Comments*

Commissioner Proctor mentioned the meeting with Baptist Hospital. One of the things they volunteer immediately was to increase their hours which would give workers the opportunity to come in after work instead of having to take off during the work day. This is a great opportunity for the county.

Commissioner Spears mentioned that Jewish will be taking over Dr. Crain's office on August 1<sup>st</sup>. Dr. Crain will be working for them plus they could be bringing in some other doctors. Commissioner Spears also mentioned Judy Day's retirement date. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to accept Judy Day's retirement date of September 18<sup>th</sup>.** Motion carried with a vote of 4-0.

Commissioner Spears also mentioned the letter they had received from Roxann Thompson in regards to her retirement. She has given the commission a tentative date of October.

Commissioner Redmon commented on the Immediate Care Center. She stated that Commissioner Proctor, Jim Williams and herself got together and decided that she was going to contact Baptist, which she has spoken with David Gray three times, and Commissioner Proctor was going to check with Norton's and Mr. Williams was going to check with Kentucky One. She was upset that there was a meeting with David Gray and she did not know about it.

## ***EXECUTIVE SESSION***

Item #11

**Motion was by Commissioner Spears and seconded by Commissioner Proctor to Adjourn to Executive Session Pursuant to KRS 61.815, notice is given for the need of a closed session to discuss the following:**

### **Acquiring Real Estate KRS 61.810(b).**

- 1) Purchasing adjoining property;

These matters need to be discussed in closed session to protect confidentiality and negotiations, which could affect the value of the property.

### **Proposed and Pending Litigation, KRS 61.810(1) (c).**

1. Trageser Litigation
2. Nuisance Complaints

These matters need to be discussed in closed session to protect confidentiality.

### **Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee KRS 61.810(f).**

These matters need to be discussed in closed session to protect confidentiality.

**Motion carried with a vote of 4-0.**

## ***RETURN TO OPEN SESSION***

**Item # 12 -Motion was made by Commissioner Proctor and seconded by Commission Spears to return to open session. Motion carried with a vote of 4-0.**

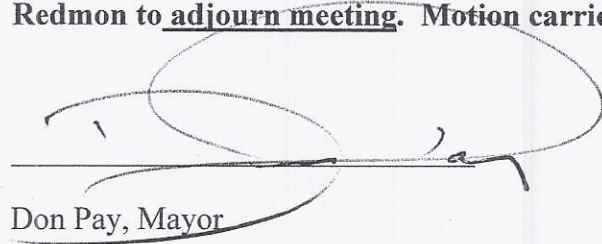
**Item #13 - Motion was made by Commissioner Spears and seconded by Commissioner Redmon to extend leave without pay for Chris Vires and continue payment of medical insurance until August meeting. Motion carried 4-0.**



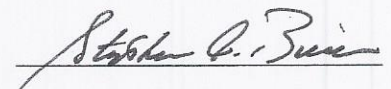
Item #14 - Motion was made by Commissioner Spears and seconded by Commissioner Redmon to Commission approved leave without pay for Todd Tinsley until he began regular scheduled work on July 15th. Motion carried 4-0.

**ADJOURN MEETING**

Item # 15 - Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to adjourn meeting. Motion carried with a vote of 4-0.



Don Pay, Mayor



Stephen A. Biven, City Clerk